IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Original Jurisdiction

Dated: Nainital: the 2nd day of February, 2005
Bail Application No. 17 of 2005

Order on Bail Application:

CRIMINAL SIDE

Chintamani Nariyal
S/o Sri Neeladhar Naryal
R/o Village Khetar Naryal
District Champawat .... Applicant

Versus

State of Uttaranchal ... Opposite Party

Arising out of Case Crime No. 123 of 2004
Under Sections: 302 I.P.C.
Police Station: Lohaghat
District: Champawat

Hon'ble P.C. Pant, J.

Heard learned counsel for the applicant and learned A.G.A.

The applicant's son appears to have died due to injuries and it was the applicant who lodged the F.I.R. with the police. It is also clear from the record that the applicant himself took his son in the injured condition to the hospital. The applicant is an old man of 65 years. As per the prosecution story sharp-edged weapon was used in the commission of murder. However, the injury shows that there is no incised wounds.

Considering the aforesaid circumstances, it is the fit case for bail.

Let the applicant namely Chintamani Nariyal be released on bail on his executing a personal bond of Rs. 25,000/- with two sureties each in the like amount to the satisfaction of C.J.M., Champawat.

Dt:02.02.2005 **(P.C. Pant, J.)**
SJ